

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

PA ADVISORS, LLC,

Plaintiff,

GOOGLE INC., ET AL.,

Defendants.

CASE NO. 2-07-CV-480-RRR

Honorable Randall R. Rader, Presiding

**JOINT STATEMENT OF REMAINING ISSUES PURSUANT TO THE COURT'S  
MARCH 3, 2010 ORDER**

Pursuant to the Court's March 3, 2010 Order (Dkt. 481), the parties have identified the following issues to be dealt with upon the Court's granting of summary judgment of non-infringement:

- 1) The counterclaims by defendants Google Inc and Yahoo! Inc. ("Defendants") for declaratory judgment of invalidity and unenforceability remain in the case. The parties have agreed to dismiss without prejudice these counterclaims and will prepare a proposed final judgment reflecting this agreement within 3 court days of the Court's detailed summary judgment order referred to in the Court's March 3, 2010 Order.
- 2) At the March 1, 2010 hearing, the Court indicated it would issue an order denying Plaintiff's Motions *in Limine* Nos. 4 and 5 regarding settlement agreements (Dkt. 419). Defendants request that the Court issue that Order for completeness. Plaintiff believes that the Motions *in Limine* are now moot.

The parties reserve their rights to seek attorney's fees and costs in the normal course subsequent to entry of final judgment.

Dated: March 5, 2010

Respectfully submitted,

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### **CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this motion was served on all counsel who are deemed to have consented to electronic service. Local Rule CV-5(a)(3)(A).

/s/ David A. Perlson  
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